

Applicant or Patentee: DAVID C. SCHWARTZ
Serial or Patent No.: 5,524,998
Filed or Issued: 2/8/97 Filed Feb. 8, 1997
For: LEAF STRUCTURE WITH A HINGED POSITIONAL BINDING
Attorney's Docket No.: ADLEAF

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☒ the owner of the small business concern identified below:
☐ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN PRODUCTIVE ENVIRONMENTS INC.
ADDRESS OF CONCERN 945 CONCORD ST.
FRAMINGHAM MA 01701

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled LEAF STRUCTURE WITH A HINGED POSITIONAL BINDING (inventor(s) DAVID C. SCHWARTZ)

- ☐ the specification filed herewith
☐ application serial no. _____, filed _____
☒ patent no. 5,524,998, issued JUNE 11, 1996

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____
ADDRESS _____
☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION
NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING David C. Schwartz
TITLE OF PERSON OTHER THAN OWNER CEO
ADDRESS OF PERSON SIGNING 55 FLAGG RD
SOUTHBORO, MA 01772
SIGNATURE David C. Schwartz DATE 6/9/98

DECLARATION FOR PATENT APPLICATION

Docket No.

EXPRESS LABEL #

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled LEAF STRUCTURE WITH A HINGED REPOSITIONAL BINDING, the specification of which

(check one) ☒ is attached hereto, as a complete copy of issued Pat # 5,524,998
☐ was filed on _____
 Application Serial No. _____ (if applicable).
 and was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
N/A				
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status—patented, pending, abandoned)
N/A		
(Application Serial No.)	(Filing Date)	(Status—patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Address all telephone calls to _____ at telephone no. 508 481 9990
 Address all correspondence to _____ FAX 508 460 9277
P.O. BOX 109
Southboro, MA 01772

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor DAVID C. SCHWARTZ
 Inventor's signature David C. Schwartz Date 6/8/98
 Residence 55 PLATE RD SOUTHBORO MA Citizenship USA
 Post Office Address P.O. BOX 109 01772
SOUTHBORO MA 01772

Full name of second joint inventor, if any _____
 Second inventor's signature _____ Date _____
 Residence _____ Citizenship _____
 Post Office Address _____

(Supply similar information and signature for third and subsequent joint inventors.)

Declaration and Explanation of Partial Inoperative Patent with modification and explanation therefore

Honorable commissioner of patents and trademarks:

Dear Examiner,

Applicant herewith submits the attached enclosed Reissue application for patent no 5,524,998 " Leaf Structure with a hinged repositional binding" on the basis that it is partially inoperative and that applicant erred in not using a figure reference correctly in the specification and omitted without intention of omission the structure in the original claims.

Applicant respectfully requests the edition of the proper reference to the structure "perforation" be included in the reissue application. Applicant shows the perforation as structure "10j" in Fig. 3j. Applicant refers to this perforation in column 13 line 36-37 as " a strip separated by a simple perforation". Applicant incorrectly includes"(as previously shown in Fig 10)" where applicant should correctly have stated just the reference number to the perforation "10j". Therefore applicant has made the following change to the attached specification in the reissue application:

In column 13 line 37

Applicant has removed "(as previously shown in fig 10)" as an errant reference and has replaced it with simply "10j".

(As a point of reference to the preexisting proper reference to a perforation structure, it is noted that in column 28 line 38, applicant correctly references perforation with number 10q in Fig. 27h.)

The claim which would properly reference this structural feature requires an edition. Applicant respectfully requests to change claim 26 by adding the underlined portion as follows:

claim 26: The leaf structure of claim 23 wherein said fold hint is selected from the group including :(a) a series of one or more score cuts , and (b) a series of one or more perforations .

In order to operatively claim the perforation feature.

Applicant submits that the specification reference as modified above completes the reference to perforation and makes the specification operative on the structural reference to the perforation.

Applicant submits that the claim as edited above now properly claims the perforation as a fold hint, which structural feature as erroneously omitted in the original claim. Applicant affirms that the edit adds no new matter.

Applicant submits the claim as allowable over all known prior art to the applicant and that applicant knows of no matter which would prevent the allowance of the claim as amended and proposes the claim to make the reissue application fully operative on a perforated fold hint. Applicant therefore respectfully requests Examiner allow the reissue case and act in such manner to permit the publishing of the reissue application providing notification of same to applicant.

Respectfully submitted,

David C. Schwartz, Applicant 6/8/98 tele 508 481 9990 fax 508 460 9277.